

SIKKIM

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**FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT
GANGTOK, SIKKIM**

No.188/FCS&CA

Dated:07.12.2009

NOTIFICATION

The Gazettee of India Extraordinary, published in part-II Section 3, Sub-section (i) dated New Delhi, 16th July 2009 is hereby republished for general information.

**MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION
(Department of Consumer Affairs)
ORDER**

New Delhi, the 16th July, 2009

G.S.R.531(E)-In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), read with the Clause 5 of the sugar (Control) Order, 1966, the Central Government hereby directs that no recognized dealer of sugar shall hold any stock of vacuum pan sugar or khandsari (open pan sugar) for a period exceeding thirty days from the date of receipt by him of such stock and Shall not keep in stock at any time vacuum pan sugar, in the places mentioned below, in excess of the quantities mentioned against each -

- (1) (i) in Kolkata and extended area-
- (a) recognized dealers who import sugar from outside West Bengal – 10,000 quintals;
 - (b) other recognized dealers – 2000 quintals;
- (ii) in other places – 2000 quintals.

- (2) Khandsari (open pan sugar)-2000 quintals;

Provided that nothing in this order shall apply to the holding or keeping of stock of sugar-

- (i) on Government account; or
- (ii) by the recognized dealers nominated by a State Government or an officer authorized by it to hold stock for distribution through fair price shops; or
- (iii) by the Food Corporation of India.

Provided further that the aforesaid stockholding limit or turnover period of stocks will not apply to sugar importers under Open General License.

Further, in exercise of powers conferred by Clause 15 of the said Order, the Central Government authorizes the State Governments or Union Territory Administrations to fix the stockholding and turnover limits in their respective States or Union Territories subject to the following conditions -

- (i) the stockholding limit and/or the turnover period shall not be less than the limit or period as being specified above by the Central Government; and
- (ii) The stockholding limit of a recognized dealer dealing in retail trade shall be at a level less than that specified for a wholesaler.

Explanation :For the purpose of this Notification-

- (i) "Kolkata and extended area" means the area specified in the schedule to the notification of the Government of West Bengal No. 7752/FS/F.5/14R 92/61 dated the 16th December, 1964; and
 - (ii) For counting the period of holding of the stock, the date on which any stock is received by the recognized dealer shall be included.
 - (iii) When a wholesaler or a retailer of sugar purchases or procures or acquires imported white or refined sugar directly from an importer or importers of sugar, the said wholesaler or retailer shall not be subjected to stockholding limit in respect of such imported stocks of sugar but turnover limit of 30 days shall be applicable. The exemption contained herein shall not be available to the wholesaler or retailer of sugar on second and subsequent sale of such imported stocks of sugar.
 - (iv) For removal of doubt, it is clarified that when a wholesaler or retailer of sugar purchases or procures or acquires white or refined sugar processed out of imported raw sugar, the said wholesaler or retailer shall be subjected to stockholding limit and turnover limit.
2. This order shall come into force immediately in respect of sugar (vacuum pan process) and with regard to Khandsari (Open pan sugar) after fifteen days of its publication in the Official Gazette and shall remain in force for a period of six months thereafter.

N.SANYAL
JOINT SECRETARY
No.1-17/98-SPY.D.II

B.K. KHAREL, IAS
COMMISSIONER-CUM-SECRETARY